

Senate Bill 541

By: Senators Rogers of the 21st, Murphy of the 27th, Wiles of the 37th and Hill of the 32nd

A BILL TO BE ENTITLED  
AN ACT

1 To amend Code Section 20-2-164 of the Official Code of Georgia Annotated, relating to  
2 local five mill share funds, so as to provide a cap on the amount of the local five mill share  
3 required for local school systems; to provide for related matters; to repeal conflicting laws;  
4 and for other purposes.

5 BE IT ENACTED BY THE GENERAL ASSEMBLY OF GEORGIA:

6 **SECTION 1.**

7 Code Section 20-2-164 of the Official Code of Georgia Annotated, relating to local five mill  
8 share funds, is amended by revising subsection (a) as follows:

9 "(a) The State Board of Education shall calculate the amount of local five mill share funds  
10 that each local school system shall be required to spend each fiscal year to participate in  
11 the Quality Basic Education Program as follows:

12 (1) Unless the combined local five mill share total for all local school systems in the  
13 state, when calculated pursuant to this paragraph, exceeds 20 percent of the sum of the  
14 Quality Basic Education Formula amounts, as calculated pursuant to subsection (d) of  
15 Code Section 20-2-161, the amount of each local school system's local five mill share  
16 shall be calculated as follows:

17 (A) Determine the most recent equalized adjusted school property tax digest for the  
18 local school system less the amount attributable to timber calculated pursuant to  
19 paragraph (2) of subsection (b) of Code Section 48-5-274, multiply the difference by  
20 .4, and add to that product the amount attributable to timber calculated pursuant to  
21 paragraph (2) of subsection (b) of Code Section 48-5-274;

22 (B) From the amount calculated in subparagraph (A) of this paragraph deduct the total  
23 amount calculated pursuant to subsection (g) of this Code section; and

24 (C) Multiply the remainder calculated in subparagraph (B) of this paragraph by .005;  
25 or

(2) If the combined local five mill share total for all local school systems in this state, when calculated pursuant to paragraph (1) of this subsection, exceeds 20 percent of the sum of the Quality Basic Education Formula amounts, as calculated pursuant to subsection (d) of Code Section 20-2-161, then the amount of each local system's five mill share shall be calculated as follows:

(A) Multiply the total amount of Quality Basic Education Formula amounts to be expended for all local school systems combined, as calculated for each local school system pursuant to Code Section 20-2-161, by .2;

(B) Divide the product calculated in subparagraph (A) of this paragraph by the sum of the local five mill share amounts for all local school systems in this state as calculated for each local school system pursuant to subparagraph (C) of paragraph (1) of this subsection;

(C) Multiply the amount calculated in subparagraph (B) of this paragraph by .005; and

(D) Multiply the product calculated in subparagraph (C) of this paragraph by the remainder calculated in subparagraph (B) of paragraph (1) of this subsection;

provided, however, that in no event shall the local five mill share for a local school system exceed an amount equal to 10 percent of the most recent equalized adjusted school property tax digest for such local school system."

## SECTION 2.

All laws and parts of laws in conflict with this Act are repealed.